

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

AVKO EDUCATIONAL RESEARCH  
FOUNDATION, a Michigan  
Corporation, and DONALD J.  
MCCABE, author,

Plaintiffs,

v.

THOMAS A. MORROW, an individual,  
WAVE 3 LEARNING, INC.; HOME  
SCHOOL HOLDINGS, INC., and HOME  
SCHOOL, INC;

Case No.: 1:11-cv-13381-TLL-CEB  
Hon. Thomas L. Ludington  
Mag. Charles E. Binder

Defendants.

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**STIPULATED ORDER EXTENDING DEADLINE TO RESPOND TO  
PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION WITH TEMPORARY  
RESTRAINING ORDER PENDING HEARING ON PRELIMINARY INJUNCTION  
AND OTHER RELIEF**

NOW COMES, Plaintiffs AVKO Educational Research, and Donald McCabe by and through their counsel, Susan Payne Woodrow and Defendants,

Thomas A. Morrow and Wave 3 Learning by and through their counsel, Traverse Legal, P.L.C. and for their stipulation state the following:

IT IS HEREBY STIPULATED AND AGREED that the deadline to respond to the Plaintiff's *Motion for Preliminary injunction with Temporary Restraining Order Pending Hearing on Preliminary Injunction and Other Relief* filed on October 5, 2011, is extended to November 10, 2011, while the parties explore a stipulated agreement to settle this matter.

NOW THEREFORE,

IT IS HEREBY ORDRED that the deadline to respond to the *Motion for Preliminary injunction with Temporary Restraining Order Pending Hearing on Preliminary Injunction and Other Relief* filed on October 5, 2011, is extended to November 10, 2011, while the parties explore settlement.

Dated: October 28, 2011

/s Thomas L. Ludington  
THOMAS L. LUDINGTON  
United States District Judge

Agreed as to form and content.

Entry of the above Order is stipulated to and notice of Entry is waived.

Dated: October 26, 2011

(Agreed pursuant to 10-26-11 Status Conf.)

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Susan Payne Woodrow (P29844)  
Attorney for Plaintiffs

Dated: October 26, 2011

/s/ John Di Giacomo  
John Di Giacomo (P73056)  
Traverse Legal PLC  
Attorney for Defendants  
Thomas A. Morrow and  
Wave 3 Learning

**PROOF OF SERVICE**

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on October 28, 2011.

Tracy A. Jacobs  
TRACY A. JACOBS